



Entered on Docket
June 20, 2006

Hon. Linda B. Riegle
United States Bankruptcy Judge

GORDON & SILVER, LTD.
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Attorneys for the Official Committee of Holders of Executory
Contract Rights through USA Commercial Mortgage Company

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

Case Nos.:
BK-S-06-10725-LBR
BK-S-06-10726-LBR
BK-S-06-10727-LBR
BK-S-06-10728-LBR
BK-S-06-10729-LBR

In re:
USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor.

JOINTLY ADMINISTERED
Chapter 11

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

In re:
USA SECURITIES, LLC,

Debtor.

**ORDER RE APPLICATION OF
THE OFFICIAL COMMITTEE
OF HOLDERS OF
EXECUTORY CONTRACT
RIGHTS THROUGH USA**

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

**COMMERCIAL MORTGAGE
 COMPANY TO EMPLOY
 GORDON & SILVER, LTD.**

Date: 6/5/06
 Time: 9:30 a.m.

The Application of the Official Committee of Holders of Executory Contract rights through USA Commercial Mortgage Company to Employ Gordon & Silver, Ltd. ("Application") having come on for hearing before the above-captioned Court on June 5, 2006, at 9:30 a.m., Gerald M. Gordon of the law firm Gordon & Silver, Ltd., having appeared on behalf of Gordon & Silver, Ltd., and all other appearances having been noted in the record, the Court having reviewed the Application and supporting pleadings, and having considered the statements of counsel and the pleadings filed in opposition to the Application, and for good cause appearing therefor;

IT IS HEREBY ORDERED that the Application is Approved subject to and conditioned upon Gordon & Silver, Ltd. not representing Nevada State Bank with regard to any matters relating to the Debtors or Thomas Hantges and Joseph Milanowski.

PREPARED AND SUBMITTED:

GORDON & SILVER, LTD.

By: 

GERALD M. GORDON, ESQ.

GREGORY R. GARMAN, ESQ.

TALITHA B. GRAY, ESQ.

Attorneys for the Official Committee of Holders of Executory
 Contract Rights through USA Commercial Mortgage Company

APPROVED/DISAPPROVED:

SCHWARTZER & McPHERSON
 LAW FIRM

By: _____

Lenard E. Schwartz, Esq.
 Attorneys for Debtors

APPROVED/DISAPPROVED:

STUTMAN, TREISTER & GLATT, P.C.

By: _____

Frank A. Merola, Esq.

Eve H. Karasik, Esq.

Christine M. Pajak, Esq.

Attorney for the Official Committee of Equity
 Surity Holders of USA Capital First Trust
 Deed Fund, LLC

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
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Attorneys for the Official Committee of Holders of Executory
Contract Rights through USA Commercial Mortgage Company

APPROVED/DISAPPROVED:

SCHWARTZER & MCPHERSON
LAWFIRM


By:


Lenard E. Schwartz, Esq.
Attorneys for Debtors

APPROVED/DISAPPROVED:

STUTMAN, TREISTER & GLATT, P.C.

By:


Frank A. Merola, Esq.
Eve H. Karasik, Esq.
Christine M. Pajak, Esq.

Attorney for the Official Committee of Equity
Surety Holders of USA Capital First Trust
Deed Fund, LLC

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

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APPROVED/DISAPPROVED:

SCHWARTZER & McPHERSON
 LAW FIRM

By: _____

Lenard E. Schwartzer, Esq.
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 Christine M. Pajak, Esq.

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 Surety Holders of USA Capital First Trust
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 ATTORNEYS AT LAW
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 (702) 796-5555

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APPROVED/DISAPPROVED:

Office of the United States Trustee

By: August Landis, Esq.
Scott Farrow, Esq.

APPROVED/DISAPPROVED:

ORRICK, HERRINGTON &
SUTCLIFFE, LLP

By: Marc A. Levinson, Esq.
Lynn Trinka Ernce, Esq.
[Proposed] Counsel for the Official
Committee of Equity Security Holders
of USA Capital Diversified Trust
Deed Fund, LLC

APPROVED/DISAPPROVED:

LEWIS AND ROCA, LLP

By: Rob Charles, Esq.
Susan M. Freeman, Esq.
[Proposed] Counsel for Official Committee of
Unsecured Creditors of USA Commercial Mortgage
Company

06/12/2006 09:50 FAX

005/005

1 APPROVED/DISAPPROVED:

2 Office of the United States Trustee

3
4 By _____
5 August Landis, Esq.
6 Scott Farrow, Esq.

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[Proposed] Counsel for Official Committee of
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9 SUTCLIFFE, LLP

10 By: _____
11 Marc A. Levinson, Esq.
12 Lynn Trinka Ernce, Esq.
13 [Proposed] Counsel for the Official
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LR 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies as follows:

- ☐ The Court waived the requirement of approval under LR 9021.
- ☐ No parties appeared or filed written objections, and there is no trustee appointed in this case.
- ☒ A copy of this proposed order was delivered to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below:

1. Marc A. Levinson, Esq. on June 12, 2006. Failed to Respond.

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